

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Suits - Arbitration Application Nos. 49 & 50 of 2007 filed by M/s. BHC Agro(India) Private Limited, Andhra Pradesh, Hyderabad - Fixation of Payment of fees to Sri S.Venkata Reddy, Senior Counsel as Legal Counsel and four(4) Other Advocates to present the case in Arbitration Applications No.49 & 50 of 2007, on behalf of the Government of AP before the Arbitral Tribunal - Orders - Issued.

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AGRICULTURE AND COOPERATION (HORTI.) DEPARTMENT

G.O.Rt.No.1275.

Dt:18 -10-2008.

Read the following:-

1. G.O.RT.No. 608, A&C(Horti.) Department, dt. 21.5.2008.
2. G.O.Rt.No. 820, A&C(Horti.) Department, dt. 1.7.2008.
3. Minutes of the Negotiations Committee held on 7.7.2008.
4. From Sri S.Venkata Reddy, Senior Counsel, Letter dt. 2.8.2008.

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ORDER:

In the reference 1st read above, Government have appointed Sri S.Venkata Reddy, Senior Counsel as Legal Counsel and also appointed four Junior Advocates ie., Sri S.Subrahmanya Reddy, Sri S.Sriram Reddy, Sri Srinivas Reddy and Smt. T.Lakshmi, to assist Senior Counsel to present the case in Arbitration Applications No.49 & 50 of 2007 on behalf of the Government before the Arbitral Tribunal.

2. In the reference 2nd read above, Government have constituted the Negotiating Committee with Agriculture Production Commissioner & Principal Secretary to Government, ATM, Agriculture & Cooperation Department, Principal Secretary to Government, Finance Department and Principal Secretary to Government, Rural Development Department to decide the fee to be paid to the Senior Counsel and his four Junior Counsels after negotiating with the Senior Counsel.

3. In the reference 3rd read above, the Negotiations Committee met on 7.7.2008 and discussed the issue and proposed the maximum fee of Rs.5.00 Lakh and the same has been informed to the Learned Senior Counsel on 21.7.2008. In reply, the Senior Counsel has stated that, he is quoting a reasonable fees considering the Volume of work involved and nothing more than that and he promoted that he would talk to his juniors and reduce their fees and inform the Government at an early date.

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4. Sri S.Venkata Reddy, Senior Counsel, in his letter 4th read above, has also stated that he would charge the fees ie., (a) Senior Counsel fee - Rs.35.00 Lakhs (b) Four Junior Counsels fee(each 13.30 lakhs) Rs.35.00 Lakhs (c) Clerkage fee to Sr.Counsel Rs.3..50 Lakhs (d) Pocket expenses.1, 00, 000/- ie., Total Rs.74.50 Lakhs. and also pay Rs.25.00 Lakhs for Counter Claims, if any.

5. Government after careful examination of the matter, hereby accord sanction an amount of Rs. 5.00 Lakh towards payment of fee to Sri S.Venkata Reddy to present the case and also arguments as and when the case come up for hearing on behalf of the Government before the Arbitral Tribunal in Arbitration Application Nos.49 & 50 of 2007. The amount sanctioned above shall be paid from the available budget of A.P.Micro Irrigation Project.

6. The Commissioner of Horticulture, Andhra Pradesh, Hyderabad is requested to take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.S.CHELLAPPA,
APC & PRL.SECRETARY TO GOVT.,ATM.

To

The Commissioner of Horticulture, Andhra Pradesh, Hyderabad.

Sri S.Venkata Reddy, Senior Counsel, Ganga, HNo.1-10-249/2, Ashoknagar
Extension, Hydeabad-500 020.

The Accountant General, Andhra Pradesh, Hyderabad.

The District Tresuary Officer concerned.

Copy to:

The Private Secretary to Special Secretary to CM.

The Private Secretary to M(Agri. & Horti.)

The Private Secretary to APC & Prl.Secy.ATM.

SC/SF.

//forwarded by order//

SECTION OFFICER